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BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH
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IN THE MATTER OF FORMAL)
RULEMAKING TO REPEAL THE OIL)
AND GAS RULE R649-4:)
DETERMINATION OF WELL)
CATEGORIES UNDER THE NGPA OF)
1978.)

DOCKET NO. 2010-023, CAUSE NO. RO&G-2010-02

TAKEN AT: Uintah Basin Applied Technology
College
Multipurpose Room
1100 East Lagoon Street
Roosevelt, Utah
DATE: September 22, 2010
TIME: 9:40 a.m. to 9:42 a.m.
REPORTED BY: Emily A. Gibb, RPR, CSR
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APPEARANCES

CHAIRMAN:
Douglas E. Johnson

BOARD MEMBERS:
Ruland J. Gill, Jr. (Excused)
Jake Y. Harouny
James T. Jensen
Kelly Payne (Excused)
Samuel C. Quigley
Jean Semborski

DIVISION OF OIL, GAS AND MINING:
John R. Baza, Director
Dana Dean, Associate Director, Mining (Excused)
Jim Springer, Public Information Officer
Steve Schneider, Administrative Policy Coordinator
Julie Ann Carter, Secretary to the Board

ASSISTANT ATTORNEYS GENERAL:
Fred Donaldson - Division Attorney
Michael S. Johnson - Board Attorney

1 Docket No. 2010-023 Cause No. RO&G-2010-02

2 Wednesday, September 22, 2010

3 (The proceedings began at 9:40 a.m.)

4
5 CHAIRMAN JOHNSON: Okay. We'll go on the
6 record. Welcome everybody to the September 2010
7 hearing of the Utah Board of Oil, Gas and Mining.

8 The first docketed matter we have this
9 morning is Docket No. 2010-023,
10 Cause No. RO&G-2010-02, in the Matter of Formal
11 Rulemaking to Repeal the Oil and Gas Rule R649-4:
12 Determination of Well Categories Under the NGPA of
13 1978.

14 Mr. Donaldson?

15 MR. DONALDSON: Yeah. Fred Donaldson on
16 behalf of the Division. Just want to have Steve
17 Schneider on behalf of the Division address this
18 matter.

19 CHAIRMAN JOHNSON: Okay.

20 MR. SCHNEIDER: Steve Schneider with the
21 Division of Oil, Gas and Mining. The Division filed
22 this petition a couple of months ago to repeal Rule
23 R649-4. The board heard this matter last month at
24 the August hearing in Salt Lake City. The board did
25 approve the Division to pursue, continue with the

1 formal rulemaking process. So the Division did file
2 the matter with Division of Administrative Rules.

3 The public comment period started
4 September 15, runs through October 15. And just the
5 brief bit of background on this. The reason why we
6 desire to repeal the rule is because this is a law
7 that relates to the Natural Gas Policy Act of 1978.
8 We do not expect any further applications to come to
9 the division or board on this matter. The federal
10 energy regulatory commission no longer accepts state
11 docketed matters in this area. So simply, it's a
12 rule that's ready for repeal.

13 So with that, today is an opportunity for
14 public comment and has been so noticed, not only by
15 the board, but in the state bulletin for people to
16 comment if they wish.

17 CHAIRMAN JOHNSON: Okay. So is there anyone
18 present who would like to address this matter with
19 the board for public comment?

20 Seeing none, we don't need to take any
21 action today, Steve.

22 MR. SCHNEIDER: No, and then you'll hear it
23 next month for final vote.

24 CHAIRMAN JOHNSON: Okay. Thank you very
25 much.

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REPORTER'S CERTIFICATE

STATE OF UTAH)
)
COUNTY OF UTAH)

I, Emily A. Gibb, a Certified Shorthand
Reporter and Registered Professional Reporter, hereby
certify:

THAT the foregoing proceedings were taken
before me at the time and place set forth in the
caption hereof; that the witness was placed under
oath to tell the truth, the whole truth, and nothing
but the truth; that the proceedings were taken down
by me in shorthand and thereafter my notes were
transcribed through computer-aided transcription; and
the foregoing transcript constitutes a full, true,
and accurate record of such testimony adduced and
oral proceedings had, and of the whole thereof.

I have subscribed my name on this 3rd day of
October, 2010.

Emily A. Gibb, RPR, CSR